



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

W.No.4

AMARAVATI, SATURDAY, JANUARY 28, 2023

G.2573

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

--X--

NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,
4th FLOOR, IMDADGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.No.05 / CTR / M / 2017 / Z-IV.

Date: 22-12-2022.

ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT) - GURRAMKONDA (M),
BIG MOSQUE (JAMIA MASJID) SITUATED AT MARRIPADU VILLAGE -
Sri SYED NAYAZ AHMED AND Sri SYED ISMAIL ARE RECOGNIZED AS
MUTAWALLIES U/Sec.42 OF THE WAQF ACT, 1995.

- Read :1. Application of Sri. Syed Nayaz Ahmed S/o late F.Syed Mohiddin
R/o.Marripadu (V), Gurramkondda (M), Chittoor District, Dt:05-09-2017
2. This office memo Dated: 23-10-2017 issued to I.A., Waqfs, Chittoor
District.
3. Lr.No. 91/IAW/CTR/2017/, Dated: 19-10-2018 report submitted by the
Inspector Auditor, Waqfs, Chittoor District, along with documents.
4. This Office Memo even No. Dated:26-10-2018, issued to I.A., Waqfs,
Chittoor District.
5. This Office paper notification Dated: 14-11-2018.
6. Lr.No. 91/IAW/CTR/2017/, Dated:19-01-2019 report submitted by the
Inspector Auditor, Waqfs, Chittoor District, along with documents.
7. Board's Resolution No.384 of 2022, dated:25-08-2022.
8. This office memo to I.A Waqfs, Annamayya District,dated:27-10-2022.
9. Report of I.A Waqf, Annamayya District, vide Lr. No.91/IAW/CTR/2017,
Dated:14-11-2022.
10. Orders of the Hon'ble Chairperson, APSWB, dated:23-11-2022.

11. Board's Resolution No. 548 of 2022, dated:08-12-2022.
12. Orders of the Hon'ble Chairperson, APSWB, dated:17-12-2022.

** ** *

ORDER:

The Waqf institution namely Big Mosque (Jamia Masjid) situated at Marripadu Village, Gurramkonda Mandal, Chittoor District, is a notified Waqf and got published in A.P. Gazette No. 26, dated: 28-06-1962 at SI No. 3009 under the Towliath of 1) Sri. Syed Ismail Saheb, 2) Sri.Syed Kamal Saheb & 3) Sri. Syed Saheb. The Rule of succession to the office of the Mutawallies is Hereditary by custom. The said institution is having total an extent of Ac.63.90 cts at Marriapdu and Mudiyaamvaripalli Villages.

In the ref.1st read above, Sri. Syed Nayaz Ahmed S/o. late F.Syed Mohiddin has filed an application with a request to appoint him as hereditary Muthwalli to the subject Waqf Institution.

Basing on the above said representation, this office has issued Memo to the I.A, Waqfs, Chittoor District vide ref. 2nd read above, to submit detailed report on the representation of Sri. Syed Nayaz Ahmed S/o late F.Syed Mohiddin, R/o. Marripadu (V), Gurramkonda (M), Chittoor District.

Accordingly the I.A, Waqfs, Chittoor District has submitted report vide ref.3rd read above, along with copy of joint representation of that Sri.Syed Ismail Saheb (late) S/o. Syed Budan Saheb had taken good care of the institution after his demise, his elder son Sri. F. Syed Mohidin continued these responsibilities of the subject institution till his death 20-02-2011, from then onwards the two (2) grandsons of notified Mutawalli Sri.Syed Ismail Saheb namely 1) Sri. Syed Nayaz Ahmed, S/o. late F.Syed Mohiddin & 2) Sri. Syed Ismail, S/o. late Syed Yousuf is managing the affairs of the institution and there are no Court Cases pending in the subject institution.

Finally the I.A Waqf, Chittoor has requested to take further necessary action for recognition of Muthwallies to 1) Sri. Syed Nayaz Ahmed, S/o. late. F.Syed Mohiddin & 2)Sri. Syed Ismail, S/o. late Syed Yousuf who are the grand Sons of Notified Muthawalli Sri. Syed Ismail Saheb S/o. late Syed Budan Saheb U/sec. 42 of Waqf, Act, 1995.

In the ref. 4th read above, this office has issued Memo to the I.A, Waqfs, Chittoor District and directed to furnish family member certificates of concern notified Muthwallies family.

In the reference 5th read above, the Board has issued paper notification duly inviting claims and objection if any for the recognition of 1) Sri.Syed Nayaz Ahmed S/o late F.Syed Mohiddin & 2) Sri. Syed Ismail S/o Late. Syed Yousuf as Mutawallies to

the subject Waqf institution, to file their claims / objections if any within a period of (15) days from the date of publication of this notification with documentary evidence, otherwise the matter will be decided on merits on the basis of the documents available on record Muthawalli.

In the reference 6th read above, the I.A., Waqf Chittoor has reported that the paper notification was published in Prajasakthi Telugu daily News paper, Chittoor District edition on 24-11-2018 and there was no claims and objections received for recognition of Mutawallies to the subject Waqf institution within period of (15) Days from the date of Publication of the notification. Further the I.A.Waqf, Chittoor District furnished the family member certificates of notified Mutawallies of Syed Ismail, Syed Saheb and non available certificate of Syed Kamal Saheb issued by Tahsildar, Gurramkonda (M) of Chittoor District.

The above subject matter was placed before the Board for discussion and decision for recognition of Mutawallies to the subject institution and the Board has passed resolution No.384/2022, dated:25-08-2022 that for want of more information regarding the certificates as envisaged in the agenda vide ref. 7th read above.

Accordingly this office has directed to I.A Waqf, Annamayya District vide ref. 8th read above to furnish the family member Certificates of Sri.Syed Noor Sha and Sri.Syed Hafeez issued by Thasildar concern Mandal.

In the ref.9th read above, the I.A Waqf has submitted his report and informed that Sri.Syed Noor Sha and Sri.Syed Hafeez are alive and furnish the NOC in favour Sri.Syed Nayaz Ahmed and Sri.Syed Ismail for appointment of Mutawallies to the subject institution.

The subject matter was placed before the Hon'ble Chairperson, who after careful examine and passed orders to place the matter before the Board for necessary discussion and decision vide ref.10th read above.

The subject matter was placed before the Board and the Board has passed resolution No.548 of 2022, dated.08-12-2022 vide ref.11th read above to recognize Sri Syed Nayaz Ahmed and Sri Syed Ismail as Mutawallies U/sec.42 of Waqf Act, 1995 for Big Mosque (Jamia Masjid) situated at Marripadu Village, Gurramkonda (M), Annamayya District. Subject to pay the 50% lease amount to the Board after development of Waqf land.

Accordingly, Sri Syed Nayaz Ahmed and Sri Syed Ismail are hereby recognized as Mutawallies U/sec.42 of Waqf Act, 1995 for Big Mosque (Jamia Masjid) situated at Marripadu Village, Gurramkonda (M), Annamayya District for managing the affairs of the subject Waqf Institution by following Waqf Act, 1995 and Waqf Rules and Subject to condition to pay the 50% lease amount to the Board after development of Waqf land.

The Mutawallies should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec.61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.
- h) They shall pay the 50% lease amount to the Board after development of Waqf land.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To

1. Sri Syed Nayaz Ahmed, S/o late F. Syed Mohiddin,
- 2 Sri Syed Ismail, S/o. late Syed Yousuf
Mutawalli of Big Mosque (Jamia Masjid), Marripadu Village,
Gurramkonda (M), Annamayya District.

---X---